



Pima County

MEETING LOCATION
Administration Bldg - East
130 W. Congress Street
1st Floor
Tucson, AZ 85701

Meeting Agenda Board of Supervisors

Tuesday, December 3, 2013

9:00 AM

Board of Supervisors' Hearing Room

PIMA COUNTY BOARD OF SUPERVISORS

Ramón Valadez, Chairman, District 2
Sharon Bronson, Vice Chair, District 3
Richard Elías, Acting Chair, District 5
Ally Miller, Member, District 1
Ray Carroll, Member, District 4

AGENDA/ADDENDUM INFORMATION

Within 24 hours of each scheduled meeting, the agenda/addendum is available in the Clerk of the Board's Office, 130 W. Congress St., 5th Fl., Tucson, AZ 85701, Mon-Fri, 8am to 5pm and online at www.pima.gov.

LIVE BROADCAST

Cable Channels.....Comcast 96;.....Cox 12 and 96
Webcast: www.pima.gov

PUBLIC PARTICIPATION SPEAKERS ARE LIMITED TO 3 MINUTES

To address the Board of Supervisors, please complete a Speaker's Card available in the Hearing Room. Clearly print your name/address, the agenda/addendum item number and other requested information. Place the completed Speaker Card in the labeled baskets located on the dais. When the Chairman announces your name, step forward to the podium, speak into the microphone and state your name and affiliation (if applicable) for the record.

The Chairman reserves the right to ensure all testimony is pertinent or non-repetitive so the matter will be handled fairly and expeditiously, and that all speakers abide by rules of civility. Any questions pertaining to the meeting can be directed to Robin Brigode, Clerk of the Board.

HEARING ROOM COURTESY

Please turn off cell phones/devices or place in silent mode.

ACCESSIBILITY

The Board Hearing Room is wheelchair and handicapped accessible. Any person who is in need of special services (e.g., assistive listening device, Braille or large print agenda material, signer for hearing impaired, accessible parking, etc.) due to any disability will be accommodated. Please contact the Clerk of the Board at (520) 724-8449 for these services at least three (3) business days prior to the Board Meeting.

NOTE: Links to attachments do not display on a printed agenda.

1. ROLL CALL**2. INVOCATION**

To be offered by Pastor Tom Dunham, Streams in the Desert Lutheran Church.

3. PLEDGE OF ALLEGIANCE**4. PAUSE 4 PAWS****EXECUTIVE SESSION****5. Call to the Public (for Executive Session items only)****EXECUTIVE SESSION**

(Clerk's Note: In addition to the executive sessions listed below, pursuant to A.R.S. §38-431.03(A)(3) the Board of Supervisors, or the Board sitting as other boards, may vote to go into executive session for the purpose of obtaining legal advice from its counsel with respect to any item listed on this agenda or any addendum thereto.)

- 6.** Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding authorization to file three separate lawsuits for recovery of property damage in three separate car accidents involving county vehicles.

Attachments: [Exec_AuthoritytoFileLawsuits](#)

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS**FLOOD CONTROL DISTRICT BOARD**

- 7. Contract**
CMG Drainage Engineering, Inc., Amendment No. 1, to provide for the Airport Wash Basin Management Study and amend contractual language, Flood Control District Tax Levy Fund, contract amount \$14,950.00 (CT-FC-14-45)

Attachments: [CT-FC-14-045](#)

- 8. Contract**
Sky Island Alliance, to provide a Sub-Recipient Landowner Agreement for the Rancho Fundoshi Spring Restoration, Flood Control District Fund, contract amount not to exceed \$2,000.00 (CT-PW-14-201)

Attachments: [CT-PW-14-201](#)

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION**CONSENT CALENDAR**

9. **Call to the Public (for Consent Calendar items only)**
10. **Approval of Consent Calendar**

COUNTY ADMINISTRATOR

11. **Quarterly Report on Collections**
Staff recommends acceptance of the Quarterly Report on Collections for the period ending September 30, 2013, and approval of the write-off request in the amount of \$44,784.00.
Attachments: [CA_QuarterlyReportonCollections](#)
12. **Classification and Compensation**
Staff requests approval to create the following new classification:
Class Code/Class Title/Grade (Range)/ EEO Code/ FLSA Code
7205/ Chief of Veterinary Services-Unclassified/ U4(\$66,310-\$138,175)/1/ E*
*E = Exempt (not paid overtime)
Attachments: [CA_Classification_ChiefofVeterinaryServices](#)

FINANCE AND RISK MANAGEMENT

13. **General Obligation Bonds**
RESOLUTION NO. 2013 - **107**, of the Board of Supervisors, providing for the issuance and sale of Pima County, Arizona, General Obligation Bonds, Series 2014A in one or more series; providing for the annual levy of a tax for the payment of the bonds; providing terms, covenants and conditions concerning the bonds; accepting a proposal for the purchase of the bonds; appointing an initial registrar and paying agent for the bonds; approving and ratifying all actions taken in furtherance of this resolution.
Attachments: [FN_GOBondResolution](#)
[CA_DebtRelatedResolutionsMemorandum](#)
14. **Street and Highway Revenue Bonds**
RESOLUTION NO. 2013 - **108**, of the Board of Supervisors, providing for the issuance and sale of not exceeding \$41,000,000.00 principal amount of Pima County, Arizona, Street and Highway Revenue Bonds, Series 2014A; providing for the payment of the 2014A Bonds; providing terms, covenants and conditions concerning the 2014A Bonds; providing for the sale thereof by means of an online bidding process; authorizing and directing the refunding of certain outstanding bonds and the execution and delivery of documents and further actions relating to the

issuance of the 2014A Bonds; and appointing an initial bond registrar and paying agent for the 2014A Bonds.

Attachments: [FN_HURFResolution](#)

[CA_DebtRelatedResolutionsMemorandum](#)

15.

Certificates of Participation

RESOLUTION NO. 2013 - **109**, of the Board of Supervisors of Pima County, Arizona, authorizing the lease and lease-purchase back of certain real property, including buildings and structures, in order to finance capital projects for the County; authorizing notice to the public of the lease or sale of the property and providing for the award thereof to the highest responsible bidder; authorizing the execution and delivery of a ground lease, amendments and supplements to a lease-purchase agreement and a trust agreement and other necessary agreements, instruments and documents; approving the execution and delivery of certificates of participation to provide the necessary financing therefor; and authorizing other actions and matters in connection therewith.

Attachments: [FN_COPSResolution](#)

[CA_DebtRelatedResolutionsMemorandum](#)

16.

Cash Defeasance

RESOLUTION NO. 2013 - **110**, of the Board of Supervisors of Pima County, Arizona, authorizing the prepayment or redemption of certain outstanding bonds with County funds; authorizing the appointment of a depository trustee; authorizing the execution of a depository trust agreement and other necessary agreements, instruments and documents in connection with the prepayment or redemption of such bonds; and authorizing other actions and matters in connection therewith.

Attachments: [FN_CashDefeasanceResolution](#)

[CA_DebtRelatedResolutionsMemorandum](#)

17.

Sewer System Revenue Obligations

RESOLUTION NO. 2013 - **111**, of the Board of Supervisors, authorizing the Chairman of the Board of Supervisors, the County Administrator and the Finance Director to cause the sale and execution and delivery pursuant to a Series 2014A obligation indenture of Sewer System Revenue Obligations, Series 2014A, in an aggregate principal amount not in excess of \$70,000,000.00, evidencing proportionate interests of the holders thereof in installment payments of the purchase price to be paid by Pima County, Arizona, pursuant to a Series 2014A purchase agreement; authorizing the completion, execution and delivery with respect thereto of all agreements necessary or appropriate as part of purchasing property to be part of the sewer system of the County and payment of related financing costs including the delegation to the Chairman of the Board of Supervisors, the County Administrator and the Finance Director of certain authority with respect thereto; authorizing the

preparation and delivery of an official statement with respect to such Series 2014A obligations and ordering the sale of such Series 2014A obligations; authorizing the execution and delivery of a continuing disclosure undertaking with respect to such series 2014 A obligations; and authorizing the Finance Director to expend all necessary funds therefor.

Attachments: [FN_SewerSystemRevenueObligationsResolution](#)
[CA_DebtRelatedResolutionsMemorandum](#)

REGIONAL WASTEWATER RECLAMATION

18. **Pretreatment Settlement Agreement**

Staff recommends approval of the following proposed Pretreatment Settlement Agreement, RWRD Enterprise Fund:

The Picture People, Case No. C2013-04. The proposed settlement amount of \$500.00 is in accordance with the Industrial Wastewater Enforcement Response Plan.

Attachments: [WW_PretreatmentSettlement_ThePicturePeople](#)
[WW_NegotiatedSettlementAgreement](#)

TRANSPORTATION

19. **Acceptance of Project/Roadway for Maintenance**

P1207-054, Vista del Lago, Lots 1-123 and Common Areas A and B.
Developer: D.R. Horton, Inc. (District 4)

Attachments: [TR_P1207-054_VistadellLago](#)

*** HEARINGS ***

BOARD OF SUPERVISORS

20. UNFINISHED BUSINESS (9/17/13, 10/8/13, 10/15/13 and 11/12/13)

Appeal of Review Officer's Decision

Pursuant to Board of Supervisor's Policy D 22.10, the Pima County Assessor appeals the decision of the Review Officer regarding the classification of Tax Parcel Nos. 109-25-006B, 109-25-006E, 110-10-001B, 110-10-001D, 110-10-002B and 110-10-005B to Legal Class 3 for Tax Year 2013.

Attachments: [BOS_ReviewOfficerReport109-25-006B et al](#)
[BOS_Appeal109-25-006B et al](#)
[BOS_12-3-2013ContinuationLtr-109-25-006B et al](#)

FRANCHISE/LICENSE/PERMIT**21. Wine Festival/Wine Fair License**

St. Philip's Plaza, 4280 N. Campbell Avenue, Tucson, December 14, 2013 from 3:00 p.m. to 8:30 p.m., for the following:

- Mark Bradford Cave, d.b.a. Arizona Stronghold Vineyards
- Kent Allan Callaghan, d.b.a. Callaghan Vineyards
- Milton Elsworth Craig, d.b.a. Charron Vineyards and Winery
- Mark Walter Beres, d.b.a. Flying Leap Vineyards, Inc.
- Ray Frances Freitas, d.b.a. Freitas Vineyard
- Gavin Richard Gallifant, d.b.a. Gallifant Cellars, L.L.C.
- James Hill Graham, d.b.a. Golden Rule Vineyards
- Charlene Rae Manning, d.b.a. Kief - Joshua Vineyards
- Peggy Ann Fiandaca, d.b.a. Lawrence Dunham Vineyards, L.L.C.
- Ann Bernadette Roncone, d.b.a. Lightning Ridge Cellars
- Eric Steven Glomski, d.b.a. Page Springs Cellars
- Barbara Jean Pierce, d.b.a. Pierce Wines Arizona, L.L.C.
- Mark Anders Jorve, d.b.a. Zarpara Vineyard
- Megan Austin Haller, d.b.a. AZ Hops & Vines
- Samuel Wallace Pillsbury, d.b.a. Pillsbury Wine Company, L.L.C.

Attachments: [FLP_WFStPhilipsPlaza](#)

22. Agent Change/Acquisition of Control/Restructure

13-09-0046, George Leonard Engle, Diamond Shamrock Corner Store No. 1649, 6175 S. Kolb Road, Tucson, Agent Change and Acquisition of Control.

Attachments: [FLP_AC_DiamondShamrockCornerstore1649](#)

FORENSIC SCIENCE CENTER**23. UNFINISHED BUSINESS (10/1/13)****Fee Schedule**

ORDINANCE NO. 2013 - 44, of the Board of Supervisors, relating to Forensic Science Center, establishing a fee for Anthropologist services.

Attachments: [FSC_FeeSchedule](#)

DEVELOPMENT SERVICES

24. **Type II Conditional Use Permit**
P21-13-008, MULE POWER FARMS, L.L.C., - N. CONESTOGA AVE.
Request of Mule Power Farms, L.L.C., represented by Envision Corporation, on property located at 2035 N. Conestoga Ave., in the SR Zone, for a conditional use permit for a community stable, in accordance with Section 18.17.030C.4 of the Pima County Zoning Code as a Type II conditional use permit. The Hearing Administrator recommends **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS.**
(District 4)
Attachments: [DSD P21-13-008](#)
25. **Rezoning Ordinance**
ORDINANCE NO. 2013 - **59**, Co9-13-07, KQ Covenant Investments, L.L.C., - Nogales Highway Rezoning. Owner: KQ Covenant Investments, L.L.C. (District 2)
Attachments: [DSD Co9-13-07](#)
26. **CALL TO THE PUBLIC**
27. **ADJOURNMENT**

POSTED: Levels A & B, 1st & 5th Floors, Pima County Administration Bldg.

Pima County Homepage: www.pima.gov

DATE/TIME POSTED: 11/25/13 @ 11:00 a.m.

DATE/TIME REPOSTED (additional attachments only): 11/25/13 @ 12:15 p.m.

DATE/TIME REPOSTED (additional attachments only): 11/25/13 @ 1:45 p.m.

DATE/TIME REPOSTED (combined Agenda/Addendum): 12/2/13 @ 3:45 p.m.

DATE/TIME REPOSTED (additional attachments only): 12/2/2013 @ 4:45 p.m.

ADDENDUM 1

COUNTY ADMINISTRATOR

1. Staff requests an allocation from the Board of Supervisors' Contingency Fund for the Southern Arizona Defense Alliance in the amount of \$5,000.00.

Attachments: [CA Memo](#)

POSTED: Levels A & B, 1st & 5th Floors, Pima County Administration Bldg.

Pima County Homepage: www.pima.gov

DATE/TIME POSTED: 11/27/13 @ 9:30 a.m.

CONSENT CALENDAR DECEMBER 3, 2013

CONSENT CALENDAR, DECEMBER 3, 2013**CONTRACT AND AWARD****Facilities Management**

1. Kash Property Management, Inc., to provide a Subordination, Non-Disturbance and Attornment Agreement & Estoppel Certificate for property located at 4955 N. Shamrock Place, no cost (CTN-JU-14-84)

Attachments: [CTN-JU-14-84](#)

Information Technology

2. Crown Castle NG West, Inc., Amendment No. 2, to provide a Non-Exclusive Right-of-Way Use License for Fiber Transport Facilities and amend contractual language, no cost (CTN-IT-13-194)

Attachments: [CTN-IT-13-194](#)

Procurement

3. **Award**

Low Bid: Award of Contracts, Requisition No. 14-17, Desert Mountain Corporation (Headquarters: Kirtland, NM) and EarthCare Consultants, L.L.C., (Headquarters: Tucson, AZ) for de-icing, dust control and stabilization materials for a total five-year award amount of \$2,907,175.00 (annual amount of \$581,435.00). Contracts are for five year terms and include annual review periods. The Award includes the authority for the Procurement Department to reallocate the award amounts among the contracts considering actual usage and anticipated requirements without further action by the Board of Supervisors provided that the sum of the revised contract amounts do not exceed the sum of the contract award amounts. Funding Source: General Fund. Administering Department: Transportation.

Attachments: [PO_Award14-17](#)

4. WSM Architects, Inc., Amendment No. 6, to provide for the Pima County Fleet Services Facility and amend contractual language, Internal Service Fund, contract amount \$14,559.00 (CT-FM-11046556-P) Facilities Management

Attachments: [CT-FM-11046556-P](#)

5. Brown and Caldwell, Amendment No. 2, to provide for the North Rillito Interceptor Relief Sewer design and amend contractual language, RWRD Obligation Fund, contract amount \$52,599.00 (CT-WW-13-193) Regional Wastewater Reclamation

Attachments: [CT-WW-13-193](#)

Sheriff

6. Sheriff's Auxiliary Volunteers of Pima County, Inc., to provide property loss protection, Self Insurance Trust Fund, contract amount not to exceed \$100,000.00 (CT-SD-13-811)
Attachments: [CT-SD-13-811](#)
7. Sheriff's Auxiliary Volunteers of Green Valley District Area, Inc., to provide property loss protection, Self Insurance Trust Fund, contract amount not to exceed \$100,000.00 (CT-SD-13-827)
Attachments: [CT-SD-13-827](#)

GRANT APPLICATION/ACCEPTANCE

8. **Acceptance - Community Development and Neighborhood Conservation**
U.S. Department of Housing and Urban Development, to provide for CASA for Families II - Transitional Housing under the Continuum of Care Program, \$664,496.00.
Attachments: [GR GrantReport](#)
[GR 14-04 ContinuumofCareProgramAgreement](#)
9. **Acceptance - Health Department**
Arizona Department of Health Services, to provide for the Maternal, Infant and Early Childhood Home Visiting Program, U.S. Department of Health and Human Services, \$834,251.00.
Attachments: [GR GrantReport](#)
[GR 14-56 HomeVisiting](#)

BOARD, COMMISSION AND/OR COMMITTEE

10. **Metropolitan Education Commission**
Appointment of David Nicholson, representing Metropolitan Education Commission Youth Advisory Council/Tucson Teen Congress, to replace Georgina Valencia. Term expiration: 11/12/16. (Commission recommendation)
Attachments: [BCC MetropolitanEducationCommission DavidNicholson](#)
11. **Wireless Integrated Network Committee**
Appointment of Doug Emans, representing Northwest Fire District, 2nd Alternate, to replace Albert Pesqueira. No term expiration. (Committee recommendation)
Attachments: [BCC Wireless Integrated Network Committee](#)

12. **County Attorney Investigators Local Retirement Board**
Reappointment of Leo Duffner. Term expiration: 12/2/17. (Board recommendation)

Attachments: [BCC_PCAAttorney'sInvestigatorsRetirementBoard](#)

SPECIAL EVENT LIQUOR LICENSE APPROVED PURSUANT TO RESOLUTION NO. 2002-273

13. Ruth Ann Dormanen, Catalina Crusaders, Player's Pub, 16024 N. Oracle Road, Tucson, December 7, 2013.

ELECTIONS

14. Pursuant to A.R.S. §16-821B, approval of Precinct Committeemen resignation and appointments:

RESIGNATION-PRECINCT-PARTY

Michael Kleving-213-REP

APPOINTMENTS-PRECINCT-PARTY

Jenny L. Carrillo-043-DEM

Monica J. Hills-178-REP

Loren A. Jensen Carter-210-REP

Shuron T. Harvey-256-REP

Brian L. Nettles-285-REP

Matthew H. Smith-117-GRN

Attachments: [EL_PrecinctCommitteemen](#)

REAL PROPERTY

15. **Grant of Easement**
Tucson Electric Power, to provide a Grant of Easement for the installation of underground electric facilities, Tax Parcel No. 141-10-0100, located in Section 20, T15S, R15E, G&SRB&M, Pima County, Arizona. \$190.00 revenue. (District 4)

Attachments: [RP_ROWEEasement-TEP](#)

RATIFY AND/OR APPROVE

16. Warrants: November, 2013